

# **EXHIBIT 5**

## Meyer, Sarah

---

**From:** Stephen Stern <Stern@kaganstern.com>  
**Sent:** Thursday, August 19, 2021 5:50 PM  
**To:** Meyer, Sarah  
**Cc:** Heather Yeung; tgagliardo@gelawyer.com; gjordan@jz-llc.com  
**Subject:** RE: David J. Boshea v. Compass Marketing, Inc., 1-21-CV-00309-ELH - Subpoena Duces Tecum to James C. DiPaula

### EXTERNAL EMAIL: Open Attachments and Links With Caution.

Sarah:

While I appreciate your focus on the allegations in the complaint, your arguments against Mr. DiPaula's involvement do not account for Compass Marketing's defenses to the claims made by Mr. Boshea. In this regard, Compass Marketing's practices as it relates to employment agreements and severance agreements or lack of severance agreements to many employees are a critical part of Compass Marketing's defense and that is why we need Mr. DiPaula to respond to the subpoena. The fact that Mr. DiPaula signed an employment agreement like so many other Compass Marketing employees is thus relevant to Compass Marketing's defense and Compass Marketing needs his testimony on matters related to that agreement and other related matters. I expect that his deposition will be fairly short (about an hour, give or take some), assuming he is cooperative and does not give non-responsive answers.

It is unclear why Mr. DiPaula is taking such an aggressive stance if his involvement is as minimal as you suggest and he has nothing to hide.

I hope this answers your questions/concerns. If you would like to discuss further, I am generally available most of tomorrow (Friday).

Thank you,  
Stephen



**Stephen B. Stern, Esq.**  
[stern@kaganstern.com](mailto:stern@kaganstern.com)

**Kagan Stern Marinello & Beard, LLC**  
(410) 793-1610 (direct)  
(410) 216-7900, ext. 1009  
(410) 705-0836 (fax)  
238 West Street  
Annapolis, Maryland 21401  
[www.kaganstern.com](http://www.kaganstern.com)

---

**From:** Meyer, Sarah <Sarah.Meyer@wbd-us.com>  
**Sent:** Tuesday, August 17, 2021 6:17 PM

**To:** Stephen Stern <Stern@kaganstern.com>

**Cc:** Heather Yeung <yeung@kaganstern.com>; tgagliardo@gelawyer.com; gjordan@jz-llc.com

**Subject:** RE: David J. Boshea v. Compass Marketing, Inc., 1-21-CV-00309-ELH - Subpoena Duces Tecum to James C. DiPaula

Mr. Stern,

Please see the attached revised objections reflecting that Mr. DiPaula left the employ of Compass Marketing in 2014 and not 2016 as stated in my original correspondence.

Thank you,

Sarah Meyer

**Sarah Meyer**

Associate

Womble Bond Dickinson (US) LLP

**d:** 410-545-5807

**e:** [Sarah.Meyer@wbd-us.com](mailto:Sarah.Meyer@wbd-us.com)

100 Light Street, 26th Floor

Baltimore, MD 21202



[womblebond Dickinson.com](http://womblebond Dickinson.com)



This email is sent for and on behalf of Womble Bond Dickinson (US) LLP. Womble Bond Dickinson (US) LLP is a member of Womble Bond Dickinson (International) Limited, which consists of independent and autonomous law firms providing services in the US, the UK, and elsewhere around the world. Each Womble Bond Dickinson entity is a separate legal entity and is not responsible for the acts or omissions of, nor can bind or obligate, another Womble Bond Dickinson entity. Womble Bond Dickinson (International) Limited does not practice law. Please see [www.womblebond Dickinson.com/us/legal-notice](http://www.womblebond Dickinson.com/us/legal-notice) for further details.

---

**From:** Meyer, Sarah

**Sent:** Tuesday, August 17, 2021 5:27 PM

**To:** 'stern@kaganstern.com' <[stern@kaganstern.com](mailto:stern@kaganstern.com)>

**Cc:** 'yeung@kaganstern.com' <[yeung@kaganstern.com](mailto:yeung@kaganstern.com)>; 'tgagliardo@gelawyer.com' <[tgagliardo@gelawyer.com](mailto:tgagliardo@gelawyer.com)>; 'gjordan@jz-llc.com' <[gjordan@jz-llc.com](mailto:gjordan@jz-llc.com)>

**Subject:** David J. Boshea v. Compass Marketing, Inc., 1-21-CV-00309-ELH - Subpoena Duces Tecum to James C. DiPaula

Mr. Stern,

Please see the attached.

Thank you,

Sarah Meyer

*Counsel for James C. DiPaula*